



Ifw

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) was deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: May 9, 2006

Signature:

Michael D. Braunstein
(Michael D. Braunstein)

Docket No.: LOREAL 3.0-002
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Bertrand Lion

Application No.: 10/735,156

Group Art Unit: 1618

Filed: December 12, 2003

Examiner: J. W. Rogers

For: DISPERSIONS OF POLYMERS IN
ORGANIC MEDIUM, AND
COMPOSITIONS COMPRISING THEM

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This communication is in response to the Office Action mailed April 18, 2006, setting forth a Restriction Requirement in the above-identified application. The Examiner required restriction to one of the following inventions under 35 U.S.C. § 121:

I. Claims 1-4 and 10-22, drawn to a dispersion of particles in a non-aqueous non-silicone organic medium comprising at least one acrylic monomer and at least one carbon-based macromolecule.

II. Claims 5-9, drawn to a dispersion of particles in a non-aqueous non-silicone organic medium comprising at least one acrylic monomer and non-acrylic vinyl monomer and at least one carbon-based macromolecule.

III. Claims 23-27, drawn to a cosmetic or pharmaceutical composition.

In response, Applicant hereby elects the invention of Group I, corresponding to claims 1-4 and 10-22. Applicant reserves the right to file one or more divisional applications corresponding to the non-elected claims.

RESPONSE TO ELECTION OF SPECIES

The Examiner has requested that a species be elected from among the acrylic monomers recited in claims 3 and 4. Applicant hereby elects "methyl (meth)acrylate." Applicant believes that claims 1-4 and 10-22 are readable on this election.

The Examiner also has requested that a species be elected from among the carbon-based macromolecules recited in claims 10 and 13-16. Applicant hereby elects "polyethylene/polybutylene copolymers." Applicant believes that claims 1-4 and 10-12 and 15-22 are readable on this election.

Should the Examiner have any questions regarding the foregoing, the Examiner is invited to contact the undersigned at the Examiner's convenience at (908) 654-5000. In the event that any fee is due in connection with the present response, the

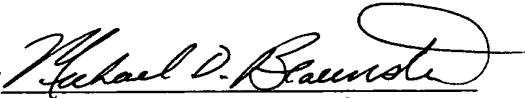
Application No.: 10/735,156

Docket No.: LOREAL 3.0-002

Examiner is authorized to charge Applicant's Deposit Account No. 12-1095 therefor.

Dated: May 9, 2006

Respectfully submitted,

By 

Michael D. Braunstein

Registration No.: 51,248

LERNER, DAVID, LITTENBERG,

KRUMHOLZ & MENTLIK, LLP

600 South Avenue West

Westfield, New Jersey 07090

(908) 654-5000

Attorney for Applicant

655191_1.DOC